IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 3758 of 2005

Between:

1 Dr. D.Sivanandam, S/o.Veer Basappa,
R/o. Madannapet, Dhobhighat, Hyderabad.
2 Dr.M.Vaman Reddy, S/o.Balakrishna Reddy
Bakaram, Hyderabad.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, rep. by its Secretary, Health

and Medical and Family Welfare, Secretariat, Buildings,

Hyderabad.
2 Director of Indian Medicine and Homeopathy, O/o.Vemana

Yogi Institute, Clock Tower, Secunderabad.
3 The Commissioner, Municipal Corporation of Hyderabad,
Near Liberty, Tank Bund, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order, or direction more particularly one in the nature of writ of Mandamus, declaring the action of the Respondents 1 and 2 violating the G.O.No.7, Health, Medical and Family Welfare (R-2) Dept., dt.7.1.1998 and Hon'ble High Court WPMP No.13877/95 in WP No.11340/95 dt.13.6.1995 is illegal and it is declare as null and void and consequently direct the Respondents shall continue the

Government Ayurvedic Hospital and College in OLD City of Hyderabad as per the G.O and pass such other order or orders.

Counsel for the Petitioners:MR.METTU.GOVARDHAN REDDY

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court at the stage of admission made the following

O R D E R (Per the Hon'ble Sri Bilal Nazki, ACJ):

Heard learned counsel for the parties.

This writ petition has been filed in public interest with a grievance that the present location of the Government Ayurvedic Hospital be not shifted.

Counter has been filed, in which it is stated that because of lack of accommodation at the present place, the Government has taken a decision to shift the hospital to Darulshifa, where a new building is being constructed. It is further stated that till the new building is ready, the hospital shall remain to function in the place where it is functioning as on today. Since it is a matter, which has to be decided by the Government as to which is the appropriate location for the hospital, we do not think that this Court would be in a position to intervene in the matter. In any case, the distance between the present location of the hospital and the proposed location is only a few kilometers and is located in the Old City itself. For these reasons, we do not find any merit in this writ petition, which is accordingly dismissed. No order as to costs.

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(Bilal Nazki, ACJ)

8th June, 2005

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(G.Chandraiah,J)

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To

1 The Secretary, Government of Andhra Pradesh, Health

and Medical and Family Welfare, Secretariat, Buildings,

Hyderabad.

2 Director of Indian Medicine and Homeopathy, O/o.Vemana

Yogi Institute, Clock Tower, Secunderabad.

3 The Commissioner, Municipal Corporation of Hyderabad,
Near Liberty, Tank Bund, Hyderabad.

4 Two C.Cs to the Government Pleader for Medical, Health and

Family Welfare, High Court of A.P. Buildings, A.P., Hyderabad

(OUT)

5 Two CD copies

6 1 CC to MR.GOVARDHAN REDDY

*Form-NIC-OGS/WP{**MPL**}*